

CITY COUNCIL
CITY OF WICHITA
K A N S A S

City Council Meeting
May 8, 2001, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
 - Invocation – Very Reverend Paul O’Callaghan, St. George Christian Cathedral
 - Pledge of Allegiance
 - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Presentation of El Paso/Coastal Kerry Gooch Scholarship
 - Proclamations
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UNFINISHED BUSINESS

1. [Regulation of Day Reporting and Correctional Placement Residences.](#)
(Continued from April 17, 2001.)

RECOMMENDED ACTION: Approve the regulation and first
reading of the Ordinance.
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NEW BUSINESS

2. [2001 Chamber Contract for Economic Development Services.](#)

The Contract will renew economic development services with the Chamber for an additional year.

RECOMMENDED ACTION: Approve the Contract; authorize necessary
signatures.

3. Arkansas River Water Quality Initiative.

To implement action for the Mayor's Arkansas River Symposium, two Advisory bodies were recommended for appointment.

RECOMMENDED ACTION: Make the appointments

CITY COUNCIL AGENDA

4. Approval of Council Member Gale's Travel to Rio Rancho, NM, May 17-20, 2001, for National League of Cities Public Safety and Crime Prevention Steering Committee Meeting.

RECOMMENDED ACTION: Approve the expenditures.

5. Approval of Council Member Martz's Travel to Tulsa, OK, May 31-June 2, 2001, for National League of Cities Human Development Steering Committee Meeting.

RECOMMENDED ACTION: Approve the expenditures.

6. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

7. Report of the Board of Bids and Contracts Dated May 7, 2001.

RECOMMENDED ACTION: Receive and file the report; approve the Contracts;
authorize the necessary signatures.

8. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2001</u>	<u>(Consumption on Premises)</u>
Isabel Salome	Angela's Café*	10901 East Kellogg Drive
		<u>(Consumption off Premises)</u>
David W. Haubenstein	Metro Oil Co., dba Total #4177	851 South Meridian
David W. Haubenstein	Metro Oil Co., dba Total #4178	324 West Harry
David W. Haubenstein	Metro Oil Co., dba Total #4180	1826 East 13 th Street
David W. Haubenstein	Metro Oil Co., dba Total #4182	4003 South Broadway

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David W. Haubenstein	Metro Oil Co., dba Total #4183	731 North Ridge
David W. Haubenstein	Metro Oil Co., dba Total #4184	106 South Hydraulic
David W. Haubenstein	Metro Oil Co., dba Total #4185	223 East 21 st Street
David W. Haubenstein	Metro Oil Co., dba Total #4186	3919 West Pawnee
David W. Haubenstein	Metro Oil Co., dba Total #4188	1622 South West Street
David W. Haubenstein	Metro Oil Co., dba Total #4191	248 South Hillside
David W. Haubenstein	Metro Oil Co., dba Total #4194	3233 North Rock Road

Special Event May 19, 2001

Brian N. Thompson	Ice Sport Center of Wichita	505 West Maple
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*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

9. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted to the Board of Bids.

10. Preliminary Estimates:

- a. 2001 contract maintenance area concrete reconstruction Phase 2 - north of 31st Street South, east of Broadway. (472-83346/131532/) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$93,200.00
- b. 2001 KLINK (FY2001) asphalt mill and overlay of Kellogg East-Bound Lanes from Webb Road to 127th Street East - east of Webb on Kellogg. (472-83335/132710/) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$300,000.00
- c. Ellson, from the west line of Ellson to and including the cul-de-sac, serving Lots 1 through 4, Block 1, Ellson Court Addition - south of Central, east of Greenwich. (472-83312/765677/490788) Does not affect existing traffic. (District II) - \$59,400.00
- d. Lateral 467, Southwest Interceptor Sewer to serve Shelly's Orchard Addition - east of Maize, north of Pawnee. (468-83218/468-83251/743868/480556) Does not affect existing traffic. (District VI) - \$187,680.00
- e. Water distribution system to serve Ellson Court Addition - south of Central, east of Greenwich). - 448-89540/735008/470678. Does not affect existing traffic. (District II) - \$16,400.00

RECOMMENDED ACTION: Approve and file.

11. Deeds and Easements:

- a) Drainage Easement dated March 9, 2001 from Robert J. Landers and Karen L. Landers for a tract of land in Lot 14, Block 1, The Orchard at Shadybrook Farm, an Addition to Sedgwick County, Kansas (Private Project, OCA # 607681). No cost to City.
- b) Drainage Easement dated March 9, 2001 from Glenn A. Personey and Darla Dasch Personey for a tract of land in Lot 13, Block 1, The Orchard at Shadybrook Farm, an Addition to Sedgwick County, Kansas (Private Project, OCA # 607681). No cost to City

RECOMMENDED ACTION: Accept the documents.

12. Petition to Pave Rita from West Street to Kessler, and Kessler from Rita to Jewell. (District IV)

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

13. Minutes of Advisory Boards/Commissions:

Housing Advisory Board , 3-20-2001
Alternative Correctional Housing Advisory Board, 3-22-2001
Metropolitan Area Planning Commission, 3-22-2001
Wichita Public Library, 4-17-2001

RECOMMENDED ACTION: Receive and file.

14. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures/uses.

15. Agreements/Contracts:

- a) Teen Centers, Inc., Grant.
- b) Integrated Public Safety System Addendum.
- c) 2001 World Trade Center.

RECOMMENDED ACTION: Approve the Contract; authorize the necessary signatures.

16. Design Services Agreements:

- a) Lochs at Aberdeen, Aberdeen Third Addition, and Evangel Assembly of God Addition. (District V)
- b) Shelly's Orchard Addition. (District V)

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- c) [Angel](#) Fire Addition. (District IV)

RECOMMENDED ACTION: Approve the Agreements/Contracts; authorize the necessary signatures.

17. [Change](#) Order: Main 1, Northwest Interceptor Sewer – North of 21st, West of Maize. (District V)

RECOMMENDED ACTION: Approve the Change Order; authorize the necessary signatures.

18. [Kellogg](#)/Rock Road Interchange. (District II)

RECOMMENDED ACTION: Approve the Contract and first reading of the Ordinance; authorize necessary signatures

19. [Technology](#) Opportunities Program Grant Application.

RECOMMENDED ACTION: Approve the Grant application and receipt of funds; authorize necessary signatures.

20. Street Improvements:

- a) [Carr](#) Street - Lark Lane to Stony Point Lane. (District V)

- b) [Maple](#) Street Improvement, 135th Street West to 119th Street West (District V)

RECOMMENDED ACTION: Approve the project; adopt the Resolution; authorize selection of design engineer.

21. [HUD](#) Consolidated Plan One-Year Action Plan.

RECOMMENDED ACTION: Approve the Plan; authorize necessary signatures and submittal to HUD.

22. Property Acquisition:

- a) [Portion](#) of 11800 West Kellogg. (District V)

- b) [Land](#) near 42nd Street North and Meridian. (District VI)

- c) [Portion](#) of 1717 East 13th Street. (District I)

- d) [454 Waverly](#). (District II)

RECOMMENDED ACTION: Approve the budgets and Contracts; authorize the necessary signatures.

23. Acquisition by Eminent Domain:

- a) [Tracts](#) for the Central and Rock Road Intersection Improvement Project. (District II)
- b) [7800](#) Southwest Boulevard – Runway Approach Protection at Mid-Continent Airport. (District V)

RECOMMENDED ACTION: Adopt the Resolution; approve first reading of the Ordinance.

24. Amending Resolution – Design and Construction of Renovations and Improvements to Riverside Park.
(District VI)

RECOMMENDED ACTION: Adopt the Resolutions.

25. Second Reading Ordinances: (First read May 1, 2001)

- a) Issuance of Taxable Industrial Revenue Bonds, Series I, 2001, and Series II, 2001 – Airtechnics, Inc. (District II)
 - 1. An Ordinance authorizing the City of Wichita, Kansas (the "City"), to issue its Taxable Industrial Revenue Bonds in the aggregate principal amount of \$825,000 for the purpose of providing funds to purchase and install certain machinery and equipment in a manufacturing facility located in the City; prescribing the form and authorizing execution of a trust indenture by and between the City and Intrust Bank, NA of Wichita, Kansas, as Trustee, with respect to the Bonds; prescribing the form and authorizing the execution of a Lease Agreement by and between Airtechnics, Inc., and the City; prescribing the form and authorizing the execution of an easement and agreement by and between Airtechnics, Inc., and the City; approving the form of a guaranty agreement by and between Airtechnics, Inc. and the Trustee; approving the form of an Individual Guaranty Agreement by and between Ronald D. Mann and Barbara L. Mann, as individual guarantors, and the Trustee; and authorizing the execution of a Bond Placement Agreement by and between the City, Airtechnics, Inc., the individual guarantors, and Intrust Bank, NA, as purchaser of the Bonds.
 - 2. An Ordinance authorizing the City of Wichita, Kansas (the "City"), to issue its Taxable Industrial Revenue Bonds in the aggregate principal amount of \$3,475,000 for the purpose of providing funds to acquire certain real property and to construct and equip certain improvements consisting of a new manufacturing facility located in the City; prescribing the form and authorizing execution of a Trust Indenture by and between the City and Intrust Bank, NA, Wichita, Kansas as trustee, with respect to the bonds; prescribing the form and authorizing the execution of a Lease by and between Mann Properties, L.L.C., a Kansas Limited Liability Company, and the City; approving the form of a guaranty agreement by and between Airtechnics, Inc. and the Trustee; approving the form of an individual guaranty agreement by and between Ronald D. Mann and Barbara L. Mann, as individual guarantors, and the Trustee; and authorizing the execution of a Bond Placement Agreement by and between the City, Mann Properties, L.L.C., Airtechnics, Inc., the individual guarantors and Intrust Bank, NA, as purchaser of the Bonds.

(Item 25 continued)

- b) Proposed Existing Buildings Rehabilitation and Change of Use Code.

An Ordinance creating Chapter 18.44 of the Code of the City of Wichita and adopting by reference the "Wichita Existing Buildings Rehabilitation and Change of Use Code (April, 2001 Edition)."

- c) Proposed Amendments to Title 20 – Minimum Housing Standards Code.

An Ordinance amending Sections 20.04.010, 24.04.030, 20.04.040, 20.04.050, 20.04-055, 24.04.060, 24.04.070, 24.04.080, and 24.04.110 of the Code of the City of Wichita, Kansas, all pertaining to the Housing Code of the City of Wichita, Kansas and repealing the originals of said Section.

- d) Establishment of a Redevelopment District – Tax Increment Financing – for Wichita Area Builders Association. (District VI)

An Ordinance of the City of Wichita establishing the WABA Development District.

RECOMMENDED ACTION: Adopt the Ordinances.

26. First Reading Ordinance – Special Assessments for Weed Mowing.

RECOMMENDED ACTION: Approve first reading of the Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

- *27. [VAC2001-00012](#) – Vacate Utility Easements and Fire Lanes Located at the Northeast Corner of 37th Street North and Seneca. (District VI)

RECOMMENDED ACTION: Approve the Vacation Order; authorize necessary signatures.

28. [VAC2001-00014](#) – Vacate Utility Easement, Generally Located at the Southwest Corner of Kellogg and Main. (District I)

RECOMMENDED ACTION: Approve the Vacation Order; authorize necessary signatures.

29. [Amendment](#) to the Unified Zoning Code.

RECOMMENDED ACTION: Approve first reading of the Ordinance.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion

30. [Supplemental Agreement – INTRUST Bank, NA.](#)

RECOMMENDED ACTION: Approve the Agreement; authorize
necessary signatures.

Adjournment
